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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/774,040	02/06/2004	Justin T. Ernst	060621-0703

30542
FOLEY & LARDNER
P.O. BOX 80278
SAN DIEGO, CA 92138-0278



CONFIRMATION NO. 4994

FORMALITIES LETTER



OC000000012540504

Date Mailed: 05/06/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/04/2004 SDIRETH1 00000043 500672 10774040 FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 DA
02 FC:2051 65.00 DA
03 FC:2202 394.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$594** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1044** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$594**

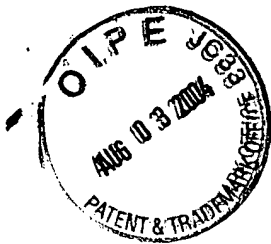
- \$594 for 66 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

I. TU
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Dkt. No. 060621-0703

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ernst et al.

Title: COMPOUNDS FOR THE
TREATMENT OF HIV
INFECTION

Appl. No.: 10/774,040

Filing Date: 02/06/2004

Examiner: Unknown

Art Unit: 1616

<p align="center">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>DIANE GARCIA</u> (Printed Name)</p> <p><u>Diane Garcia</u> (Signature)</p> <p><u>7-29-04</u> (Date of Deposit)</p>
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TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed May 6, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

- ☒ Declaration and Power of Attorney (5 pages)
- ☒ Return Copy of Notice to File Missing Parts (2 pages)
- ☐ Translation
- ☐ Drawings
- ☐ Preliminary Amendment
- ☐ Claim for Convention Priority and certified copy of priority documents

06/04/2004 SDIRETAR 00000049 500672 10774040

04 FC:2251 35.00 DA

☐ Information Disclosure Statement

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

- ☒ Extension for response filed within the first month
☐ Extension for response filed within the second month
☐ Extension for response filed within the third month
☐ Extension for response filed within the fourth month
☐ Extension for response filed within the fifth month

☒ Other - Supplemental Application Data Sheet (6 pages)

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total	86	- 20	= 66	x \$18.00	= \$1,188.00
Claims:					
Independent	3	- 3	= 0	x \$86.00	= \$0.00
ents:					
If any Multiple Dependent Claim(s) present:			+	\$290.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of			+	\$130.00	= \$130.00
Executed Declaration and late payment of filing fee					
<input checked="" type="checkbox"/> Extension fee for response filed within			+	\$110.00	= \$110.00
the first month:					
				SUBTOTAL:	= \$2,198.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):					= \$1,099.00
				TOTAL FILING FEE:	= \$1,099.00
				TOTAL FEE	= \$1,099.00
Difference to pay:			- \$0.00	-	\$1,099.00

☐ Check in the amount of \$1,099.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

☒ Please charge Deposit Account No. 50-0872 in the amount of \$1,099.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 7/28/04

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By Barry Wilson

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431